

RESOLUTION 2025-_____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE WELLINGTON FIRE PROTECTION DISTRICT SETTING TERM LIMITS FOR THE BOARD OF DIRECTORS AND SETTING THE BALLOT LANGUAGE FOR A REGULAR POLLING PLACE ELECTION TO BE HELD MAY 6, 2025

WHEREAS, the Wellington Fire Protection District (District), is a Title 32 Special District of the State of Colorado, duly organized and existing under the Constitution and the laws of the State of Colorado; and

WHEREAS, the members of the Board of Directors of the District (Board) have been duly elected, chosen and qualified; and

WHEREAS, Tuesday, May 6, 2025, is the regular election date at which ballot questions may be submitted to the eligible electors of the District pursuant to § 32-1-103(17), C.R.S. and § 32-1-804, C.R.S.; and

WHEREAS, Article XVIII, Section 11(1), of the Colorado Constitution establishes term limits for all publicly elected officials, limiting such term to two consecutive, four-year terms (8 years) for directors of special districts; and

WHEREAS, Article XVIII, Section 11(2), of the Colorado Constitution further provides that the voters of a special district may lengthen, shorten or eliminate the term limitations so established; and

WHEREAS, the Board of Directors of the District previously submitted to its eligible electors a ballot issue to waive the statutory term limits of office of the directors of the District in order to provide for continuity of experience and expertise; and

WHEREAS, the election was successful and term limits for directors were waived in their entirety; and

WHEREAS, the Board desires the eligible electors to reconsider having the Constitutional term limits of two consecutive, four-year terms reinstated; and

WHEREAS, it is necessary to submit to the eligible electors of the District, at the election, the proposition of reinstating the term limits for Board Directors to two consecutive terms of office (8 years) as imposed by Article XVIII, Section 11(1), of the Colorado Constitution; and

WHEREAS, the following ballot question shall be submitted to the electors of the District at a polling place election to be held on Tuesday, May 6, 2025:

WELLINGTON FIRE PROTECTION DISTRICT BALLOT QUESTION _____: SHALL THE EXISTING WAIVER OF TERM LIMITS PREVIOUSLY APPROVED BY THE VOTERS OF THE WELLINGTON FIRE PROTECTION DISTRICT (DISTRICT) FOR THE DISTRICT'S BOARD OF DIRECTORS BE REDUCED TO THE

CONSTITUTIONAL LIMITATION OF TWO TERMS OF OFFICE (8 YEARS) AS CONTAINED IN ARTICLE XVIII, SECTION 11, OF THE COLORADO CONSTITUTION?

YES

NO

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE WELLINGTON FIRE PROTECTION DISTRICT:

1. That the above stated ballot question is a matter of official concern in this jurisdiction.
2. That the Board urges that the voters of the District vote in favor of the May 6, 2025, ballot question proposing the reinstatement of term limits for the directors of the District.
3. That reinstating the statutory limit of eight years for the maximum years of service is to the betterment of the District's and the public's best interests.
4. All action heretofore taken (not inconsistent with the provisions of this resolution) by the District and the officers thereof, directed towards the election and the objects and purposes herein stated are, ratified, approved and confirmed.
5. The election shall be conducted as a special district polling place election pursuant to the *Colorado Local Government Election Code*, Article 13.5 of Title 1 of the Colorado Revised Statutes, and all laws amendatory thereof and supplemental thereto.
6. [REDACTED] was previously designated as the District's Designated Election Official on [REDACTED], 202[REDACTED].
7. The Board hereby authorizes and directs the Designated Election Official to certify the ballot question in substantially the form set forth herein, which shall be submitted to the voters of the District at the regular polling place election to be held on May 6, 2025.
8. The officers of the District, including the Designated Election Official, are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.
9. All orders, bylaws and resolutions, or parts thereof, in conflict with this resolution, are hereby repealed.
10. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

ADOPTED AND APPROVED this _____ day of _____, 2025.

WELLINGTON FIRE PROTECTION DISTRICT

President

A motion to adopt the foregoing Resolution was duly moved by Director _____ and seconded by Director _____, put to a vote and carried upon the following vote:

Those voting AYE: Directors:

Those voting NAY: Directors

Thereupon the presiding officer declared the motion carried and the Resolution was duly passed and adopted.

Secretary